

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN THE MATTER OF THE COMPLAINT, :

-of- : 7:13 Civ. 8307 (CS) (LMS)

JOJO JOHN AND ANTHONY AMENDOLA, :
AS OWNERS OF A 19 FOOT, 1999 STING-
RAY, RECREATIONAL BOAT, FOR :
EXONERATION FROM OR LIMITATION
OF LIABILITY, :

Petitioners. :

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ORDER

This matter was discontinued by the parties on January 9, 2018. During the pendency of the matter the undersigned issued an Order requiring the Rockland County District Attorney to preserve all evidence in connection with a related criminal case, People v. JoJo John, (Ind. No. 481-2013), for possible use in this litigation. DE #46 dated 7/3/2014. By letter dated October 21, 2019, the Office of the District Attorney of Rockland County has requested that it be relieved of having to retain the evidence in question, specifically, the 19 foot Stingray boat. The Court has confirmed with a representative of the District Attorney's Office that there are no criminal appeal proceedings pending in the related criminal case. By notice issued October 24, 2019, the Court advised parties of the District Attorney's request and provided a method by which objections to the District Attorney's request could be filed. No objections have been received by the Court, and the deadline for such objections has now passed.

IT IS THEREFORE ORDERED that the preservation order issued by the Court on July 3, 2014 (see Docket Entry #46) is rescinded as of the date of this Order, and the District Attorney

of Rockland County is free to deal with the retained evidence as it sees fit, as it is no longer needed for the instant matter.

November 20
Dated: ~~October 24, 2019~~
White Plains, New York

SO ORDERED



Lisa Margaret Smith
United States Magistrate Judge
Southern District of New York

Chambers has mailed a copy of this Notice to:

Office of the District Attorney
County of Rockland
One South Main Street, Suite 500
New City, NY 10956

Attention: Stephen Moore
Executive Assistant District Attorney